

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JEFFREY D. FRY,

Petitioner,

Case No. 4:05-CV-10

v.

Hon. Richard Alan Enslen

MARY BERGHUIS,

Respondent.

FINAL ORDER

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This is a habeas corpus petition filed pursuant to 28 U.S.C. § 2254. The matter was referred to United States Magistrate Judge Ellen S. Carmody, who issued a detailed Report and Recommendation to deny the Petition. The matter presently is before the Court on Petitioner's objections to the Report.

This Court reviews *de novo* those portions of a Report to which specific objections are made. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). The Court may accept, reject or modify any or all of the Magistrate Judge's findings or recommendations. 28 U.S.C. § 636(b)(1).

The Court carefully has considered each of Petitioner's arguments and finds no error in the reasoning of the Magistrate Judge on any of the twelve grounds of the Petition. Accordingly,

IT IS HEREBY ORDERED that Petitioner's Objections (Dkt. No. 67) are **DENIED**, the Report and Recommendation of the Magistrate Judge (Dkt. No. 62) is **ADOPTED**, and the Petition for Writ of Habeas Corpus (Dkt. No. 1) is **DENIED WITH PREJUDICE**.

IT IS FURTHER ORDERED that a certificate of appealability is **DENIED** as to all grounds asserted.

DATED in Kalamazoo, MI:
September 26, 2008

/s/ Richard Alan Enslen
RICHARD ALAN ENSLEN
SENIOR UNITED STATES DISTRICT JUDGE